

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

BRIANNA O'HARA,

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Case No.: 23-cv-03873-JPC

Plaintiff,

-vs.-

CITY TESTING CENTERS LLC, GYM U NYC LLC and  
DAVID BARTON

Defendants.

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**JUDGMENT**

WHEREAS, Plaintiff BRIANNA O'HARA, filed a complaint against Defendants, CITY TESTING CENTERS LLC, GYM U NYC LLC and DAVID BARTON on May 9, 2023, alleging violations of the Fair Labor Standards Act and New York Labor Law;

WHEREAS, Defendant CITY TESTING CENTERS LLC and David Barton in his capacity as a member of City Testing Centers LLC made an offer of judgment as to CITY TESTING CENTERS LLC ONLY pursuant to Federal Rule of Civil Procedure 68, on February 7, 2024;

WHEREAS, the Plaintiff accepted the offer of judgment and filed a notice of the acceptance on February 15, 2024;

NOW THEREFORE, IT IS ORDERED, ADJUDGED, and DECREED that a judgment be entered against the Defendant, CITY TESTING CENTERS LLC ONLY in favor of Plaintiff BRIANNA O'HARA, in the amount of Twenty Five Thousand Dollars and Zero Cents (\$25,000.00) plus an additional Two Thousand Five Hundred Dollars and Zero Cents (\$2,500.00) in attorneys' fees and costs for a total of **Twenty Seven Thousand Five Hundred Dollars and Zero Cents (\$27,500.00)**

Dated: New York, New York  
February 20, 2024

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JOHN P. CRONAN  
United States District Judge

The Clerk of Court is respectfully directed to terminate City Testing Centers LLC as a party in this matter.